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 Attorney Docket No. 103864-1101 (formerly 112764.1101)
PATENT/OFFICIAL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of

Christopher J. LASHER, et al.

Serial No. 09/512,734

Filed: February 24, 2000

FOR: ENHANCED DRUG DISPENSING SYSTEM

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COMBINED DECLARATION AND POWER OF ATTORNEY

As a below-named inventor, I hereby declare that:

My residence, Post Office Address and Citizenship are as stated below next to my name, and that:

I verily believe that I am the original, first and joint inventor of the invention entitled ENHANCED DRUG DISPENSING SYSTEM, described and claimed in the specification filed on February 24, 2000, that I have reviewed and understand the contents of the specification, including the claims, as well as the claims referred to in this declaration, that I do not know and do not believe the same was ever known or used in the United States of America before my invention thereof, or patented or described in any printed publication in any country before my invention thereof or more than one year prior to May 27, 1994, that the same was not in public use or on sale in the United States of America more than one year prior to May 27, 1994, that the invention has not been patented or made the subject of an inventors certificate issued before May 27, 1994 in any country foreign to

the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to May 27, 1994, and that I acknowledge my duty to disclose information of which I am aware which is material to the examination of this application.

My original U.S. Patent 5,720,154, which matured from serial number 08/455,402, is partly inoperative or invalid by reason of claiming less than I had the right to claim through error. The errors include, for example, omission of broader claims to an operator assisted prescription dispensing system and a method of dispensing pills in a prescription dispensing system.

All errors arose without any deceptive intent during prosecution of the original application which matured as U.S. Patent No. 5,720,154.

No factual basis is required establishing how the errors occurred under 37 C.F.R. ' 1.175.

I hereby appoint the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Irah H. Donner, Reg. No. 35,120; Henry N. Wixon, Reg. No. 32,073; Luke Yeh, Reg. No. 43,296; Gregory S. Discher, Reg. No. 42,488; Scott M. Alter, Reg. No. 32,879; Edward D. Grief, Reg. No. 38,898; Maria Maebius, Reg. No. 42,967; and James B. Lampert, Reg. No. 24,664.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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